IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 79 OF 1986

Hindustan Ship Breaking Yard. .. Plaintiffs.

vs.

Pent Ocean Steamships

Pvt. Ltd., & Ors. .. Defendants.

Me. D.R. Mehta i/by Dhru Liladhar & Co.

for plaintiffs.

Ms. Pratibha Mehta i/by Little & Co.

for defendant no.2.

Mr. V.K. Ramchandran for defendant no. 1.

CORAM : S.U.KAMDAR, J.

DATE : 27th January,2006.

P.C.

. The learned advocate appearing for the defendants states that the suit claim has already been paid and has produced xerox copy of the receipt which is taken on record and marked "X" for identification. In view of the fact that the suit claim has already been paid, nothing survives in the present suit. However, the learned counsel for the plaintiffs states that he is not able to get any instructions. In my opinion, once the payment is

made, the suit is liable to be dismissed. Suit is dismissed accordingly. No order as to costs.